

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JEFFERSON, IOWA, 2008, BY ADDING A NEW CHAPTER PERMITTING BOW HUNTING OF DEER IN SPECIFIED LOCATIONS

Be it enacted by the City Council of Jefferson, Iowa:

SECTION 1. New Chapter. The Code of Ordinances of the City of Jefferson, Iowa, 2008, is amended by adding new Chapter 57, entitled Bow Hunting of Deer, which is hereby adopted to read as follows:

**CHAPTER 57**

**BOW HUNTING OF DEER**

<b>57.01 Definitions</b>	<b>57.03 Hunting</b>
<b>57.02 Bow Hunting Allowed Within City Limits</b>	

**57.01 DEFINITIONS.** For use of this chapter, the following terms are defined:

1. "Arrow" shall be limited as to the arrows allowed by the Iowa Department of Natural Resources (DNR), except a hunter with a disability may qualify under DNR guidelines to use an alternative propelled device.
2. "Bow" shall be limited as to the bows allowed by the Iowa Department of Natural Resources (DNR), except a hunter with a disability may qualify under DNR guidelines to use an alternative bow.
3. "Elevated stand" means at a height of at least ten (10) vertical feet off the ground in a manufactured tree stand with an approved safety harness to ensure that the hunter's body is not in contact with the ground and to ensure a downward thrust of the arrow released by bow hunting, except a hunter with a disability may qualify under DNR guidelines to use an alternative to the elevated stand. Stands must be tagged to identify the owner; no screw-in steps are to be used.
4. "License" means a State hunting license issued by the DNR.
5. "Usable portion" means any part of a deer that is customarily processed for consumption.

**57.02 BOW HUNTING ALLOWED WITHIN CITY LIMITS.**

1. Bow hunting of deer shall be allowed within that portion of the City limits of the City of Jefferson that is within the SW¼ of Section 17, Township 83 North, Range 30 West of the 5th P.M., and located south of the Jefferson-Scranton Community School District property, east of Elm Street, north of 250th Street, and west of the Raccoon River Valley Bike Trail.
2. The dates for the City's season for bow hunting of deer will be concurrent with the State of Iowa's legal bow season.
3. The hunting distance separation requirements shall be:
  - A. A hunter cannot hunt within 200 feet (66.6 yards) from a home or building.
    - (1) Except when hunting on their own property while adhering to the distance requirement from a home or building of adjoining property owners.
    - (2) Except when a property owner waives the distance requirement.
  - B. A hunter cannot position or use an elevated stand within 100 feet (33.3 yards) from a bike or recreation trail, street, alley or river, and no shot shall be taken that may cross or enter into the same.
  - C. All shots of an arrow shall be from an elevated stand, shall be on a downward thrust no further than 75 feet (25 yards), and the hunter shall attempt to retrieve every arrow.
4. No person shall pursue, hunt, kill, snare, net, trap, search for, shoot at, stalk or lie in wait for any animal with a bow and arrow, except as provided in this chapter.

**57.03 HUNTING.**

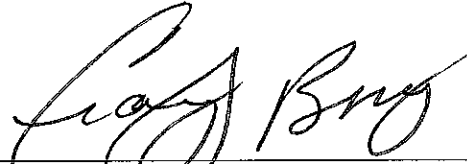
1. Hunters with the license for the bow hunting of deer shall meet the requirements established by the DNR.
2. Each hunter must carry on his or her person when hunting:
  - A. A license for bow hunting for deer from the DNR; and
  - B. The written permission to bow hunt on the private property from the property owner or property manager.

3. Hunters shall not leave a usable portion of the deer in the field. Hunters shall not dispose of any animal part on any public property, including road-side ditches. In the case of private property, viscera and other offal shall be disposed of in a manner that is acceptable to the property owner and in a location that is not visible from adjoining public or private property.

SECTION 2. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

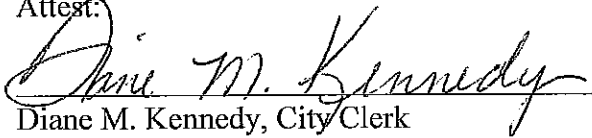
SECTION 3. When effective. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Finally passed by the Council on September 14, 2010, and approved by the Mayor on September 14, 2010.



Craig J. Berry, Mayor

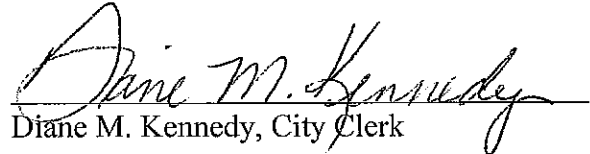
Attest.



Diane M. Kennedy, City Clerk

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I hereby certify that the foregoing ordinance was published in The Jefferson Herald on September 16, 2010.



Diane M. Kennedy, City Clerk